

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications
under 37 CFR 1.53(b))

Attorney Docket No.

17509-0083

Named Inventor(s)

J hn T. Santini, Jr., t al.

Title

Stent f r C ntrolled Rel as f Drug

Express Mail Label No.

EV 330773608 US

APPLICATION ELEMENTS

ADDRESS TO: Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☒ Specification Total Pages: **40**
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claims(s)
 - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) Total Sheets **11**
5. Oath or Declaration Total Pages **7**
 - a. ☐ Newly executed (original or copy)
 - b. ☒ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)
 - (i) ☒ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76
7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix).

8. ☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. ☐ Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statement verifying identity of above copies
9. ☐ Assignment Papers (cover sheet & documents(s))
10. ☐ 37 CFR 3.73(b) Statement
☐ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449
☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☒ Other: **Check for \$1,165.00**

18. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:
- ☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: **10/637,319 filed August 8, 2003**
- Prior application information: Examiner: **Filip Zec** Group Art Unit: **3744**
- Recite complete dependency back to first parent application: **This application is a continuation of Application No. 10/637,319, filed August 8, 2003, which is a continuation of U.S. Application No. 10/314,838 filed December 19, 2002, which is a continuation of U.S. Application No. 09/715,493 filed November 17, 2000. Application No. 09/715,493 claims benefit of Provisional Application No. 60/166,370, filed November 17, 1999.**

19. CORRESPONDENCE ADDRESS:

CUSTOMER NUMBER: **29052**

Kevin W. King
SUTHERLAND ASBILL & BRENNAN LLP
999 Peachtree Street, NE
Atlanta, Georgia 30309-3996
Telephone: 404-853-8000 Facsimile: 404-853-8806

Name: Kevin W. King

Registration No. 42,737

Signature: 

Date: January 30, 2004

PTO/SB/05 (08-2003)

FEE TRANSMITTAL

Attorney Docket No. 17509-0083

This sheet accompanies a patent application transmittal for the following application:

Inventor(s): John T. Santini, Jr. and Charles E. Hutchinson
Filing Date: **January 30, 2004**
Title: **STENT FOR CONTROLLED RELEASE OF DRUG**

The filing fee is calculated as shown below:

1. FILING FEE:

SMALL ENTITY			LARGE ENTITY	
FOR:	FEE	FEE PAID	FEE	FEE PAID
<input checked="" type="checkbox"/> UTILITY FILING FEE	\$385	385.00	\$770	
<input type="checkbox"/> DESIGN FILING FEE	\$170		\$340	
<input type="checkbox"/> PLANT FILING FEE	\$265		\$530	
<input type="checkbox"/> REISSUE FILING FEE	\$385		\$770	
<input type="checkbox"/> PROVISIONAL FILING FEE	\$80		\$160	
SUBTOTAL (1)		385.00		\$

2. CLAIMS:

SMALL ENTITY				LARGE ENTITY		
FOR: `	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
TOTAL CLAIMS	81 - 20 =	61	x 9 =	549	x 18 =	
INDEP. CLAIMS	5 - 3 =	2	x 43 =	86	x 86 =	
<input checked="" type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED			+145 =	145	+290 =	
SUBTOTAL (2)				\$780		\$

3. ADDITIONAL FEES:

SMALL ENTITY			LARGE ENTITY	
FOR:	FEE	FEE PAID	FEE	FEE PAID
<input type="checkbox"/> LATE FILING, FEE OR OATH	\$65		\$130	
<input type="checkbox"/> NON-ENGLISH SPECIFICATION	\$130		\$130	
<input type="checkbox"/> OTHER				
SUBTOTAL (3)		\$		\$

TOTAL FILING FEES: \$1,165.00.00A check is enclosed for the total amount: **\$1,165.00**☒ Charge any additional fees required under 37 C.F.R. 1.16 or 1.17 to Deposit Account 19-5029.

SUTHERLAND ASBILL & BRENNAN LLP

999 Peachtree Street, NE
Atlanta, Georgia 30309-3996
Telephone: 404-853-8000

By: 

Kevin W. King
Attorney for Applicant
Reg. No. 43,737

Date: **January 30, 2004**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): John T. Santini, Jr. et al.

Serial No.: Not Yet Known

Filed: January 30, 2004

For: STENT FOR CONTROLLED RELEASE OF DRUG

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT UNDER 37 C.F.R. § 1.63(d)(2)

Sir:

The undersigned attorney of record for the present continuation application requests the deletion of the following persons named as inventors in the prior application, who are not inventors in the present continuation application because their inventions are no longer being claimed:

Scott A. Uhland

Michael J. Cima

Robert S. Langer

Dennis Ausiello

Therefore, the correct inventorship of this continuation application is John T. Santini, Jr. and Charles E. Hutchinson.

NEW CONTINUATION APPLICATION

Filed: January 30, 2004

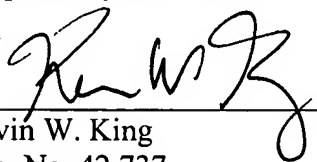
By : John T. Santini, Jr., et al.

Entitled: "Stent for Controlled Release of Drug"

STATEMENT UNDER 37 C.F.R. 1.63(d)(2)

Attached to this statement is (1) a copy of the executed declaration filed in the prior application, and (2) a copy of the Change of Correspondence Address filed in the prior application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Kevin W. King", written over a horizontal line.

Kevin W. King
Reg. No. 42,737

Date: January 30, 2004

SUTHERLAND ASBILL & BRENNAN LLP

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(404) 853-8068

(404) 853-8806 (fax)

Attorney Docket No.: 17509-0083

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: John T. Santini, et al.

Serial No.: 09/715,493

Filing Date: November 17, 2000

For: MICROFABRICATED DEVICES FOR THE DELIVERY OF
MOLECULES INTO A CARRIER FLUID

CHANGE OF ADDRESS AND ATTORNEY REFERENCE NUMBER

Assistant Commissioner for Patents
Washington, D.C. 20231

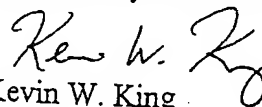
Sir:

Pursuant to M.P.E.P. § 601.03, the undersigned changes the correspondence address for this application to the following:

Kevin W. King
Sutherland, Asbill & Brennan LLP
999 Peachtree Street, NE
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Telephone: 404-853-8068
Facsimile: 404-853-8806

Please also change the Attorney Docket Number from MCP102 to 17509-0006.

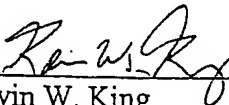
Respectfully submitted,


Kevin W. King
Attorney for Applicant
Reg. No. 42,737

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Attorney Docket No. 17509-0006

CERTIFICATE OF EXPRESS MAIL (EF307104811US)

I hereby certify that this correspondence is being deposited with the United States Postal Service in an Express Mail envelope (No. EF307104811US) addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the 21st day of December 2000.



Kevin W. King